

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

U.S. DISTRICT COURT
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2010 AUG -9 A 11: 46

UNITED STATES OF AMERICA)

v.)

MATTHEW DEHART)

BY

DEPUTY CLERK

Magistrate No.

1:10-mj-140-MJK

MOTION FOR DETENTION

The United States moves for pretrial detention of the defendant, pursuant to 18 U.S.C.

§ 3142.

1. Eligibility of Case. This case is eligible for a detention order because the case involves (check all that apply):

☐ Conditions requiring a temporary detention order (18 U.S.C. § 3142(d))

☐ Crime of violence

☐ Maximum sentence life imprisonment or death

☐ 10+ year drug offense

☐ Felony, with two prior convictions in above categories

☒ Felony involving a minor victim, a firearm, destructive device or dangerous weapon or failure to register as a sex offender.

☒ Serious risk defendant will flee

☐ Serious risk obstruction of justice

2. Reasons for Detention.

(i) Temporary Detention. _____

(ii) Other than Temporary Detention. The court should detain the defendant because there are no conditions of release which will reasonably assure:

X Defendant's appearance as required

 Safety of any other person and the community

3. Rebuttable Presumption. The United States will invoke the rebuttable presumption against the defendant under 18 U.S.C. § 3142(e). The presumption applies because:

X Probable cause to believe the defendant committed an offense specified in 18 U. S. C. §3142(e) involving: drugs; firearms; terrorism; a minor victim; or conduct outside of the United States.

 Previous conviction for "eligible" offense committed while on pretrial bond

4. Date of Detention Hearing. The United States requests that the detention hearing be held after a continuance of 3 days.

5. Length of Detention Hearing. The United States will require 1/2 hour to present its case for detention.

Date: August 9, 2010

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